

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
SOUTHERN DIVISION

BRIAN SCOTT PATE,)	
)	
Petitioner,)	
)	
vs.)	CASE NO.
)	1:06-CV-500-MHT
TERRANCE McDONNELL, WARDEN,)	
et al.,)	
)	
Respondents.)	

MOTION TO SUPPLEMENT ANSWER
WITH ADDITIONAL EXHIBITS

Comes now the Respondents, by and through the Attorney General for the State of Alabama, and, hereby respectfully submits the following supplemental exhibits in support of the Respondents' October 2, 2006 answer to the petition for writ of habeas corpus filed by Brian Scott Pate.

The Exhibits are as follows:

Supplemental Exhibit 1:	Case Action Summary Houston County Case #CC-02-1461.60
Supplemental Exhibit 2:	Pate's Rule 32 petition Case #CC-02-1461-1472
Supplemental Exhibit 3:	Pate's Amendment to his Rule 32 petition

Supplemental Exhibit 4 Court of Criminal Appeals Order
dismissing Pate's appeal as
untimely.

Supplemental Exhibit 5: Certificate of Judgment
dismissing Pate's Rule 32 Appeal.

WHEREFORE, premises considered, the Respondents
respectfully request that this Honorable Court accept the
attached Exhibits as a supplement to the Answer filed on
October 2, 2006.

Respectfully submitted,

Troy King (KIN047)
Attorney General
By:

s/Madeline Hinson Lewis
Madeline Hinson Lewis
Assistant Attorney General

CERTIFICATE OF SERVICE

I hereby certify that on this the 23rd day of October, 2006, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system and I hereby certify that I have mailed by United States Postal Service the document (including all exhibits) to the following non-CM/ECF participant: Brain Scott Pate, AIS # 229345, Kilby Correctional Facility, P.O. Box 150 Mt Meigs, AL 36057.

/s/ Madeline Hinson Lewis
Madeline Hinson Lewis (HIN032)
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